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Attorneys for Plaintiff MICHAEL J. MARLEY
and the Proposed Class

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

MICHAEL J. MARLEY, an individual, on
behalf of himself and all others similarly
situated,

Plaintiff,

v.

VIA INTERNATIONAL, INC., a Delaware
Corporation (D/B/A The Digital Concierge);
DSI ENTERTAINMENT SYSTEMS, INC., a
California corporation; STEARNS
ENTERPRISES, INC., a California
corporation (D/B/A Engineered
Environments), and DOES 1-10 inclusive,

Defendants.

CASE NO: 3:16-CV00947-LB

CLASS ACTION

**~~PROPOSED~~ ORDER FOR NOTICE OF
VOLUNTARY DISMISSAL**

1 ~~[PROPOSED]~~ ORDER


2 This action shall be dismissed **with prejudice** as to Plaintiff Michael J. Marley pursuant to
3 Federal Rule of Civil Procedure 41(a)(1)(A)(i).

4 As to all plaintiffs similarly situated (e.g. the Plaintiff Class), this action shall be dismissed
5 **without prejudice**, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

6 Each side to bear its own costs.

7
8 **IT IS SO ORDERED.**

9 DATED: September 12, 2016


United States Magistrate Judge Laurel Beeler